

CIVIL ACTION No.: 5:12CV45-RLV

ORDER



¹ Defendant has also moved to dismiss the Amended Complaint for failure to state a claim upon which relief may be granted pursuant to FED. R. CIV. P. 12(b)(6). (Docs. ##4,7-8) Plaintiffs have not responded to Defendant's motion and the time for written response has not yet expired. *See* L.Cv.R. 7.1(E). Thus, Defendant's motion is not ripe for disposition.